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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

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BENJAMIN THOMAS,

§

Plaintiff,

§

*versus*

§ CIVIL ACTION NO. 1:15-CV-276

CHARLES A. DANIELS,

§

Defendant.

§

**MEMORANDUM ORDER ADOPTING  
THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Benjamin Thomas filed the above-styled lawsuit. The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge recommending the case be dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(b).

The court has received the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings, and all available evidence. No objections were filed.

**ORDER**

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. A final judgment shall be entered.

SIGNED at Beaumont, Texas, this 25th day of February, 2016.

*Marcia A. Crone*

MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE